



*Brian D. Lynch*

**Brian D. Lynch**  
**U.S. Bankruptcy Judge**

(Dated as of Entered on Docket date above)

**IN THE UNITED STATES BANKRUPTCY COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON AT TACOMA**

In re:

TIMOTHY WALLACE LONG,

Debtor.

Case No.: 17-42550-BDL

STRICT COMPLIANCE ORDER ON  
TRUSTEE'S MOTION TO DISMISS CHAPTER  
13 CASE

**AGREED ORDER**

**THIS MATTER** having been set for hearing before the above Court upon the Trustee's Motion to Dismiss, the Chapter 13 Standing Trustee, Michael G. Malaier, by and through his attorney, Matthew J.P. Johnson, and Debtor, by and through his/her attorney, Ellen Brown, having come to an agreement, the Court being fully advised in the premises, IT IS HEREBY ORDERED:

1. Debtor shall timely make each monthly plan payment that becomes due in the six months following entry of this Order.

STRICT COMPLIANCE ORDER ON TRUSTEE'S  
MOTION TO DISMISS CHAPTER 13 CASE - I

Michael G. Malaier  
Chapter 13 Standing Trustee  
2122 Commerce Street  
Tacoma, WA 98402  
(253) 572-6600

- 1 2. Debtor shall list his home for sale on or before January 7, 2020 and shall make all  
2 reasonable efforts to sell the home as soon as possible. Upon court approval and the sale  
3 of his home Debtor shall remit 100% of the net proceeds of the sale as a lump sum  
4 payment directly from escrow to the Chapter 13 Trustee to be paid towards his Chapter  
5 13 Plan;
- 6 3. The Trustee is authorized to disburse the additional funds once received;
- 7  
8 4. If Debtor fails to make the lump sum payment as required under paragraph 2, Trustee  
9 will send Debtor and Debtor's attorney a notice of failure to comply, identifying the  
10 default under the terms of this order. Should Debtor fail to remedy the default identified  
11 in the notice within ten (10) days of the mailing date of such notice, Trustee may submit  
12 an *ex parte* order of dismissal to the court and the court may dismiss this case without  
13 further notice or hearing;
- 14  
15 5. The Trustee shall be required to send notice of default to the Debtor, as noted above, no  
16 more than one time. Upon the second default under the terms of this order, the Trustee  
17 may submit an *ex parte* order of dismissal to the Court and the Court may dismiss this  
18 case without further notice or hearing;
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1 6. This Strict Compliance order resolves the Trustee's Motion to Dismiss originally set for  
2 hearing on December 18, 2019.

3  
4 ///End of Order///

5  
6 Presented by/Stipulated to:

7 

8 Matthew J.P. Johnson, WSBA# 40476 for  
9 Michael G. Malaier, Chapter 13 Trustee

Stipulated to/Notice of Presentment waived by:

10 

11 Ellen Brown, WSBA #27992  
12 Attorney for Debtor